

FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

FEB 26 2015

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

ROBERT MCDANIELS,

Petitioner - Appellant,

v.

**RICHARD J. KIRKLAND, Warden;
KRAMER, Warden,**

Respondents - Appellees.

No. 09-17339

D.C. No. 4:05-cv-00904-PJH

ORDER

KEELON T. JENKINS,

Petitioner - Appellant,

v.

MICHAEL S. EVANS,

Respondent - Appellee.

No. 11-15030

D.C. No. 3:05-cv-02003-MHP

THOMAS, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that these cases be reheard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3.